

ASSEMBLY BILL

No. 502

Introduced by Assembly Member Cogdill

February 16, 2005

An act to amend Section 22101 of the Financial Code, relating to finance lenders.

LEGISLATIVE COUNSEL'S DIGEST

AB 502, as introduced, Cogdill. Finance lenders: fingerprints.

Existing law, the California Finance Lenders Law, provides for the licensure and regulation of finance lenders by the Commissioner of Corporations. Under that law, a licensure applicant is required to provide information specified by the commissioner and to pay a fee for the investigation of the application.

This bill would also require the licensure applicant to submit a full set of fingerprints for a criminal history background check to be completed by the commissioner.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 22101 of the Financial Code is amended
2 to read:

3 22101. (a) An application for a license under this division
4 shall be in the form and contain the information that the
5 commissioner may by rule require and shall be filed upon
6 payment of the fee specified in Section 22103.

7 (b) *Notwithstanding any other provision of law, the applicant*
8 *shall furnish with his or her application, a full set of fingerprints*

1 *for purposes of the commissioner conducting a criminal history*
2 *record check. The commissioner may obtain and receive criminal*
3 *history information from the Department of Justice and the*
4 *United States Federal Bureau of Investigation.*

5 (c) Nothing in this section shall be construed to prevent a
6 licensee from engaging in the business of a finance lender
7 through a subsidiary corporation if the subsidiary corporation is
8 licensed pursuant to this division.

9 ~~(e)~~

10 (d) For purposes of this section, “subsidiary corporation”
11 means a corporation that is wholly owned by a licensee.

12 ~~(d)~~

13 (e) A new application shall not be required for a change in the
14 address of an existing location previously licensed under this
15 division. However, the licensee shall comply with the
16 requirements of Section 22153.